

2013 DRAFTING REQUEST

Assembly Amendment (AA-AB737)

Received: 2/12/2014 Received By: agary
Wanted: As time permits Same as LRB:
For: Jim Ott (608) 266-0486 By/Representing: Virginia Mueller
May Contact: Drafter: agary
Subject: Transportation - driver licenses Addl. Drafters:
Extra Copies: EVM

Submit via email: YES
Requester's email: Rep.OttJ@legis.wisconsin.gov
Carbon copy (CC) to: aaron.gary@legis.wisconsin.gov

Pre Topic:

No specific pre topic given

Topic:

Changes related to driver improvement courses and uniform traffic citation form

Instructions:

See attached

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	agary 2/12/2014			_____			
/1		scalvin 2/12/2014	rschluet 2/12/2014	_____	lparisi 2/12/2014	lparisi 2/12/2014	

FE Sent For:

<END>

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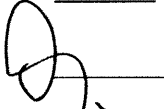
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/?	agary	1 sac 02/12/2014	1 sac 02/12/2014				

FE Sent For:

<END>

Gary, Aaron

From: Mueller, Virginia
Sent: Wednesday, February 12, 2014 9:16 AM
To: Gary, Aaron
Subject: Amendment to AB 737

Aaron,

could you draft the following as a an amendment? The bill is up for an exec. tomorrow. I would need the amendment as soon as possible.

Thanks

Ginger Mueller
Office of Rep. Jim Ott
266-0486

- Page 5 lines 13 and 14 dictate that the information pertaining to an individual on the vendor's website is to be maintained for the life of the individual. DOT would recommend holding the data for only five years, which would match the amount of time the violations in question stay on an individual's driving record.

- Page 6 lines 16 and 17 should be changed to:

"5. At the time of violation, the person did not hold a valid operator's license which is not revoked, suspended, canceled or expired, for the class or type of vehicle being operated." This is mirroring language used in 343.05(3)(a).

- The bill requires three different pieces of information to be added to traffic citations. DOT will not be able to add all of that information to the tickets. The Traffic and Criminal Software program (TraCS) is used by most law enforcement agencies to issue traffic citations. We will only be able to add approximately one line to the citations that are issued via the TraCS program. Additionally, the Department is moving towards eliminating paper citations as soon as possible -- so it wouldn't be prudent to re-print books of citations. DMV recommends either removing Section 3 altogether or changing Section 3 of the bill so that it does not specify exactly what notice provision should be included. The Department would then work with the vendor to come up with a solution that was viable and cost effective.

Gary, Aaron

From: Mueller, Virginia
Sent: Wednesday, February 12, 2014 11:00 AM
To: Rhatican, Thomas M - DVA
Cc: Gary, Aaron
Subject: FW: Amendment to AB 737

Importance: High

Tom,

could you or someone at WisDOT please answer Aaron's questions? Aaron
you have our permission to coordinate with DOT on this amendment.

Thanks

2/12 H/c w/ Tom Rhatican - DOT 6-1114

Ginger

• Rob Combs -

-----Original Message-----

From: Mueller, Virginia
Sent: Wednesday, February 12, 2014 9:16 AM
To: Gary, Aaron
Subject: Amendment to AB 737

*• item 2: language is needed →
yes, add it*
• item 3: provision out completely

Aaron,

could you draft the following as a an amendment? The bill is up for an exec. tomorrow. I would need the amendment as soon as possible.

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- Page 5 lines 13 and 14 dictate that the information pertaining to an individual on the vendor's website is to be maintained for the life of the individual. DOT would recommend holding the data for only five years, which would match the amount of time the violations in question stay on an individual's driving record.

- Page 6 lines 16 and 17 should be changed to:

"5. At the time of violation, the person did not hold a valid operator's license which is not revoked, suspended, canceled or expired, for the class or type of vehicle being operated." This is mirroring language used in 343.05(3)(a).

I don't believe this change is necessary. Is it DOT's position that a "revoked, suspended, canceled, or expired" operator's license is a "valid operator's license"? There are numerous places in the statutes that refer to a "valid operator's license" and I find it surprising that this would include a revoked, suspended, canceled, or expired license. Section 343.05 (3), referenced here, is the only place of many in the statutes where this seemingly redundant language appears and I don't believe it is necessary to repeat the redundancy unless DOT does in fact consider a "revoked, suspended, canceled, or expired" operator's license to be a "valid operator's license."

AB
2)

- The bill requires three different pieces of information to be added to traffic citations. DOT will not be able to add all of that information to the tickets. The Traffic and Criminal Software program (TraCS) is used by most law enforcement agencies to issue traffic citations. We will only be able to add approximately one line to the citations that are issued via the TraCS program. Additionally, the Department is moving towards eliminating paper citations as soon as possible -- so it wouldn't be prudent to re-print books of citations. DMV recommends either removing Section 3 altogether or changing Section 3 of the bill so that it does not specify exactly what notice provision should be included. The Department would then work with the vendor to come up with a solution that was viable and cost effective.

3) I need to know which approach you want to take – removing section 3 entirely or putting in a shorter reference that just says the citation must provide notice that the person may have the option of attending a driver improvement course. I also note that this description isn't quite accurate. The bill doesn't actually require the UTC form to be changed if law enforcement instead hands out cards containing the information – however the card option might actually be more burdensome or expensive.



State of Wisconsin
2013 - 2014 LEGISLATURE

TODAY



LRBa1761/1

ARG:/.....

in
2/12

SAC

ASSEMBLY AMENDMENT,
TO ASSEMBLY BILL 737

- 1 At the locations indicated, amend the bill as follows:
- 2 **1.** Page 3, line 16: delete the material beginning with that line and ending with
- 3 page 4, line 5.
- 4 **2.** Page 5, line 14: delete "the life of that person" and substitute "at least 5
- 5 years".
- 6 **3.** Page 6, line 16: after "license" insert ", which is not revoked, suspended,
- 7 canceled, or expired,".

8 (END)